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WRITER'S DIRECT DIAL NUMBER:
(703) 816-4406***FACSIMILE COVER SHEET***
PLEASE DELIVER IMMEDIATELY!!!!Our Ref.: 227-159
Your Ref.: 10/533,816 Date: August 8, 2005To: Ms. Rita White
Firm: U.S. Patent and Trademark Office
Facsimile No.: 703 302-3479
From: Gary TanigawaNumber of Pages (including cover sheet): 6
IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN TRANSMISSION,
PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).

FACSIMILE OPERATORATTACHMENT: Transmittal Letter, Correspondence Address Indication Form,
Identification of Practitioners to be Recognized, and Rule 63 Inventor DeclarationMESSAGE: Per your request, I have corrected the serial number on the attached
papers. Their entry is requested.**CONFIDENTIALITY NOTE**


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FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 227-159
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/533,816
INTERNATIONAL APPLICATION NO. PCT/FI2003/000813	INTERNATIONAL FILING DATE 3 November 2003	PRIORITY DATE CLAIMED 4 November 2002
TITLE OF INVENTION METHOD FOR INHIBITING YEAST GROWTH		
APPLICANT(S) FOR DO/EO/US SUOMALAINEN et al.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☐ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
- ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☐ The U.S. has been elected (Article 31).
- A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - ☐ is attached hereto (pages specification, claims & abstract (claims), sheets drawings).
 - ☐ has been communicated by the International Bureau.
 - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))
 - ☐ is attached hereto (pages specification, claims & abstract (claims), sheets drawings, page Certificate of Translation).
 - ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - ☐ are attached hereto (required only if not communicated by the International Bureau).
 - ☐ have been communicated by the International Bureau.
 - ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☒ **An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).**
 - ☐ Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).
- ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
Items 11 To 20 below concern document(s) or information included:
 - ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
 - ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
 - ☐ A **FIRST** preliminary amendment.
 - ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 - ☐ An Application Data Sheet under 37 C.F.R. § 1.76.
 - ☐ A substitute specification.
 - ☐ A change of power of attorney and/or address letter.
 - ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
 - ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
 - ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
 - ☒ **Other items or information. Identification of Practitioners to be Recognized and a Correspondence Address Indication Form**

Mail Stop PCT

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) 10/533,816		INTERNATIONAL APPLICATION NO. PCT/FI2003/000813		ATTORNEY'S DOCKET NUMBER 227-159	
21. <input checked="" type="checkbox"/> The following fees are submitted:					
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5)):					
<input type="checkbox"/> a) Basic national fee				\$300.00 (1631)/\$150.00 (2631)	\$
<input type="checkbox"/> b) Examination Fee				\$200.00 (1633)/\$100.00 (2633)	\$
<input type="checkbox"/> c) Search Fee				\$500.00 (1632)/\$250.00 (2632)	\$
TOTAL OF ABOVE CALCULATIONS				\$1000.00/\$500.00	\$ 0.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
0 -100	0	/50 = 0.00		\$0.00 (1681)	
				\$0.00 (2681)	
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).					
CLAIMS		NUMBER FILED	# EXTRA	RATE	
Total Claims		minus 20	0 X	\$50.00 (1615)/	\$25.00 (2615)
		=			
Independent Claims		minus 3 =	0 X	\$200.00 (1614)	\$100.00 (2614)
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				\$380.00 (1616)/\$180.00 (2616)	
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)				\$ 0.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).					
				+ 0.00	
				TOTAL NATIONAL FEE =	
				\$ 0.00	
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property +					
				\$ 0.00	
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)					
				\$ 0.00	
				TOTAL FEES ENCLOSED =	
				\$ 0.00	
					Amount to be: refunded \$
					Charged \$
a. <input type="checkbox"/> A check in the amount of \$0.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed. d. <input type="checkbox"/> CREDIT CARD PAYMENT FORM ATTACHED. e. <input checked="" type="checkbox"/> The entire content of International Application No. PCT/FI2003/000813 and any U.S. and foreign application(s) corresponding thereto, and _____, referred to in this application is/are hereby incorporated by reference in this application. NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status. CORRESPONDENCE ADDRESS Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 23117 Type Customer Number here Telephone: (703) 816-4000 GRT:ap <div style="text-align: right;">  Gary R. Tanigawa NAME 43,180 August 8, 2005 REGISTRATION NUMBER Date </div>					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of
SUOMALAINEN et al.

Appin. No. 10/553,816

Filed: May 3, 2005

FOR: METHOD FOR INHIBITING YEAST GROWTH

Confirmation No. 7841

Atty. Ref.: 227-159

T. C. / Art Unit: Not Known

Examiner: Not Known

SUBMISSION OF RULE 63 DECLARATION

August 8, 2005

U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Rule 63 Declaration. Entry and consideration of this Rule 63 Declaration is respectfully requested. Also enclosed is an Identification of Practitioners to be Recognized in the subject application and a Correspondence Address Indication Form.

Applicant earnestly solicits an early and favorable examination on the merits. The Examiner is invited to contact the undersigned if any further information is required.

Respectfully submitted,
NIXON & VANDERHYE P.C.

By: 

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